

The following agenda may not take into consideration all of the administrative regulations that may be removed to complete the public comment process or deferred or withdrawn by promulgating agencies. Deferrals and withdrawals may be made any time prior to or during the meeting.

Updated: January 6, 2023 at 2:00 p.m.



Administrative Regulation Review Subcommittee
TENTATIVE Meeting Agenda
Tuesday, January 10, 2023 at 1 p.m.
Annex Room 149



- 1. CALL TO ORDER AND ROLL CALL**
- 2. REGULATIONS FOR COMMITTEE REVIEW**

SECRETARY OF STATE

Filings

[030 KAR 009:010](#). Forms.

STATE BOARD OF ELECTIONS

Electronic Voting Systems

[031 KAR 002:030E](#). E-Poll book product certification. (Filed with Ordinary) ("E" expires 05-29-2023) (Deferred from November)

[031 KAR 002:030](#). E-poll book product certification. (Filed with Emergency) (Deferred from December)

GENERAL GOVERNMENT CABINET

Auditor of Public Accounts

Audits

[045 KAR 001:050](#). Audits of fiscal courts.

FINANCE AND ADMINISTRATION CABINET

Teacher's Retirement System

General Rules

[102 KAR 001:361E](#). Disability retirement for TRS 4 members with less than five years of service. (Filed with Ordinary) ("E" expires 06-19-2023) (Deferred from December)

[102 KAR 001:361](#). Disability retirement for TRS 4 members with less than five years of service. (Filed with Emergency)

Kentucky Retirement Systems

General Rules

[105 KAR 001:071](#). Repeal of 105 KAR 001:070.

[105 KAR 001:371](#). Repeal of 105 KAR 001:370.

[105 KAR 1:451E](#). Quasi-governmental employer reports on independent contractors and leased employees. (Filed with Ordinary) (Amended After Comments) (Deferred from December)

[105 KAR 001:451](#). Quasi-governmental employer reports on independent contractors and leased employees. (Filed with Emergency) (Amended After Comments)

BOARDS AND COMMISSIONS

Board of Licensure for Long-Term Care Administrators

[201 KAR 006:060](#). Fees. (Deferred from August)

Real Estate Commission

[201 KAR 011:121](#). Standards of professional conduct. (Amended After Comments) (Deferred from September)

Board of Social Work

[201 KAR 023:016](#). Temporary permission to practice. (Filed with Emergency)

Board of Registration for Professional Geologists

[201 KAR 031:010](#). Fees.

[201 KAR 031:031](#). Repeal of 201 KAR 031:030.

[201 KAR 031:040](#). Applications and examinations.

[201 KAR 031:050](#). Renewals.

TOURISM, ARTS, AND HERITAGE CABINET

Department of Fish and Wildlife Resources

Game

[301 KAR 002:015](#). Feeding of wildlife.

[301 KAR 002:075](#). Wildlife rehabilitation permit. (Not Amended After Comments)

[301 KAR 002:081](#). Transportation and holding of live native wildlife. (Not Amended After Comments)

[301 KAR 002:082](#). Transportation and holding of live exotic wildlife. (Not Amended After Comments)

GENERAL GOVERNMENT CABINET

Department of Agriculture

Organic Agricultural Product Certification

[302 KAR 040:010](#). Certification of organic production, processing, or handling operations.

ENERGY AND ENVIRONMENT CABINET

Department for Environmental Protection

General Standards of Performance

[401 KAR 063:060](#). List of hazardous air pollutants, petitions process, lesser quantity designations, and source category list.

JUSTICE AND PUBLIC SAFETY CABINET

Department of Corrections

Office of the Secretary

[501 KAR 006:050](#). Luther Luckett Correctional Complex. (Amended After Comments)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Medicaid Services

Payments and Services

[907 KAR 003:160](#). Specialized children's services clinics. (Filed with Emergency)

Department for Developmental Health, Developmental and Intellectual Disabilities

Substance Abuse

[908 KAR 001:374](#). Licensure of nonhospital-based outpatient alcohol and other drug treatment entities. (Amended After Comments)

Department for Community Based Services

Daycare

[922 KAR 002:165](#). Employee Child Care Assistance Partnership.

3. REGULATIONS ~~REMOVED~~ FROM JANUARY'S AGENDA

OFFICE OF THE ATTORNEY GENERAL

Department of Law

Office of Consumer Protection

[040 KAR 002:150](#). Cremation forms and inspections. (Comments Received; SOC due 01-13-2023)

FINANCE AND ADMINISTRATION CABINET

Kentucky Retirement Systems

General Rules

[105 KAR 001:411](#). Hospital and medical insurance for retired members and Kentucky Retirement Systems Insurance Fund Trust. (Comments Received; SOC due 01-13-2023)

BOARDS AND COMMISSIONS

Board of Pharmacy

~~[201 KAR 002:030](#). License transfer and non-resident pharmacist license. (Comments Received; SOC ext. due 01-13-2023) (Withdrawn by Agency; 01-04-2023)~~

~~[201 KAR 002:360](#). Naloxone dispensing. (Deferred from December)~~

~~[201 KAR 002:380E](#). Board authorized protocols. (Filed with Ordinary) ("E" expires 06-06-2023) (Deferred from October)~~

~~[201 KAR 002:380](#). Board authorized protocols. (Filed with Emergency) (Amended After Comments) (Deferred from January)~~

~~[201 KAR 002:450](#). Unprofessional conduct of a pharmacy permit holder. (Amended After Comments) (Deferred from January)~~

~~[201 KAR 002:460](#). Out of state pharmacy permits. (Comments Received; SOC ext. due 01-13-2023) (Deferred from January) (Withdrawn by Agency; 01-04-2023)~~

Board of Optometric Examiners

~~[201 KAR 005:038](#). Advertising. (Withdrawn by Agency; 11-15-2022)~~

~~[201 KAR 005:045](#). Unprofessional conduct. (Withdrawn by Agency; 11-15-2022)~~

[201 KAR 005:105](#). Expungement. (Withdrawn by Agency; 11-15-2022)

Board of Dentistry

[201 KAR 008:520](#). Fees and fines. (Deferred from July)

[201 KAR 008:601](#). Mobile dental facilities and portable dental units. (Comments Received; SOC ext. due 01-13-2023)

Board of Social Work

[201 KAR 023:051E](#). Renewal, termination, reinstatement of license. ("E" expires 08-12-2023) (Filed with Ordinary) (Comments Received; SOC due 01-13-2023)

EDUCATION AND LABOR CABINET

Department of Education

Charter Schools

[701 KAR 008:010](#). Charter school student application, lottery, and enrollment. (Filed with Emergency) (Comments Received; SOC due 01-13-2023)

[701 KAR 008:020](#). Evaluation of charter school authorizers. (Filed with Emergency) (Comments Received; SOC due 01-13-2023)

[701 KAR 008:030](#). Charter school appeal process. (Filed with Emergency) (Deferred from January)

[701 KAR 008:040](#). Conversion charter school petition, conversion, and operation. (Filed with Emergency) (Comments Received; SOC due 01-13-2023)

[701 KAR 008:050](#). Charter school funding. (Filed with Emergency) (Comments Received; SOC due 01-13-2023)

PUBLIC PROTECTION CABINET

Department of Insurance

Health Insurance Contracts

[806 KAR 017:280](#). Registration, utilization review, and internal appeal. (Comments Received; SOC due 01-13-2023)

[806 KAR 017:290](#). Independent External Review Program. (Deferred from January)

Department of Financial Institutions

General Provisions

[808 KAR 001:170](#). Licensing and registration. (Deferred from January)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Public Health

Health Services and Facilities

[902 KAR 020:470](#). Kentucky heart attack response and treatment recognition process. (Comments Received; SOC ext. due 02-15-2023)

Department for Medicaid Services

Medicaid Services

[907 KAR 001:082](#). Coverage provisions and requirements regarding rural health clinic services. (Amended After Comments) (Deferred from October)

[907 KAR 001:680](#). Vaccines for children program. (Comments Received; SOC ext. due 1-13-2023)

Payments and Services

[907 KAR 003:010](#). Reimbursement for physicians' services. (Comments Received; SOC ext. due 1-13-2023)

Medicaid Eligibility

[907 KAR 020:050](#). Presumptive eligibility. (Deferred from January)

Department for Community Based Services

K-TAP, Kentucky Works, Welfare to Work, State Supplementation

[921 KAR 002:006](#). Technical requirements for the Kentucky Transitional Assistance Program (KTAP). (Deferred from November)

[921 KAR 002:500](#). Family Assistance Short Term (FAST). (Deferred from November)

[921 KAR 002:510](#). Relocation Assistance Program (RAP). (Deferred from November)

[921 KAR 002:520](#). Work Incentive (WIN). (Deferred from November)

**Expiration dates in this document have been determined pursuant to KRS Chapter 13A provisions. Other statutes or legislation may affect a regulation's actual end date.*